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TRADITIONAL
CONSTITUTION AND BYLAWS
of the
NATIVE VILLAGE OF EYAK
ALASKA

PREAMBLE

We, a group of Native residents of Native Village of Eyak/ Cordova, Alaska, having a common bond of residence, having ¼ or more blood quantum; in order to promote our welfare through the development of governmental and economic enterprises, do establish this Constitution and Bylaws.

ARTICLE I - NAME

The name of this organization shall be Native Village of Eyak.

ARTICLE II - DEFINITION OF TERRITORY

The exterior of boundaries of the Native Village of Eyak shall coincide with land selected under Alaska Native Claims Settlement Act by the Eyak Corporation and any other land acquired by this village. The City of Cordova and Native Village of Eyak city limits are included in this area.

ARTICLE III - MEMBERSHIP

Section I - All persons whose names shall appear on the census roll being all members of this Village residing in the aforementioned territory shall be members of this Community.

Section 2 - a. New members. All children of any member who is a resident of the Native Village of Eyak shall be members of this Community.

b. Any person who is/or becomes a resident of the Native Village of Eyak may be adopted by the Council by a major-vote in its regularly called meeting.

Section 3 - Definition of Adult. Any person who is 18 years of age or older will be considered an adult.

Section 4 - All persons accepted for membership will be issued cards for verification of that membership.

ARTICLE IV - THE COUNCIL

Section 1 - There shall be a Council composed of a Chairman, and four members elected by the adult members of the Community.

Section 2 - The Council shall represent the Community in all its undertakings and shall exercise the powers of the Community enumerated in this Constitution.

Section 3 - Each member of the Council shall serve for two years with alternating terms. The first election shall be determined by the two highest votes received.

ARTICLE V - POWERS OF THE COUNCIL

Section 1 - To do all things for the common good which it has done or has had the right to do in the past and which are not against Federal and State Laws as may apply.

Section 2 - To deal with the Federal Government and its agencies and the State Government and its agencies on behalf of the Community; to deal with any person, firm, corporation or municipality on behalf of the Community.

Section 3 - To provide for filling vacancies in office consistent with this Constitution.

Section 4 - To levy dues, fees and assessments for Community purposes on members of the Community and to provide for their collection and enforement through its ordinances, for the good of the Community. No such assessments shall be laid except by resolution of the Council at any regularly called meeting.

Section 5 - The Council may have and use such other powers as may be given to it by the Federal or State government.

Section 6 - The Council may hire an Executive Director and shall provide the direction through regularly called meetings. All directives shall be at the discretion of the Council.

ARTICLE VI - CHANGE OF OFFICERS

Section 1 - Any officer of the Council or official of the Community who is convicted of a felony or any other offense involving dishonesty or moral turpitude shall forfeir his office.

BYLAWS OF THE NATIVE VILLAGE OF EYAK

ARTICLE I - DUTIES OF OFFICERS

Section 1 - The Chairman. The Chairman of the Council shall preside over all meetings of the Council and of the Community, exercising the usual duties of a chairman and any others delegated to him/her. He/she may vote in Council meetings only in case of a tie. The Chairman is charged with general responsibilities for the adminstration of the Community and ordinances and resolutions.

Section 2 - The Vice Chairman. The duties of the Vice Chairman, in absence of the Chairman, will be the same as those of a Chairman.

Section 3 - The Secretary-Treasurer. The Secretary-Treasurer shall act as a chairman in the event the Chairman or the Vice Chairman is absent from the Village. He/she shall conduct all correspondence and keep a complete and accurate record of all business transactions of the Community or of the Council. He/she shall record all rules and regulations and ordinances in appropriate books for the information and guidance of the community members. He/she shall make a faithful record of such funds and shall report to the Council all receipts and expenditures and the amount and nature of all funds in his/her possession or custody. He/she shall not pay out or authorize disbursements of any funds for which he/she is responsible except upon authorization of the Council. The Secretary-Treasurer is required to give bond and be a Notary Public.

Section 4 - Appointive Officers. The duties of all appointive officers, agents or committees appointed by the Council shall be clearly defined by a resolution of the Council at the time of appointment. No appointive officer shall serve a term longer that the elective officers.

Section 5 - The Records. All accounts, records, books, and minutes of the Community or Council meetings shall be subject to examination by members of the Community or the Council, or agents of the Federal or State Government having authorized business in the village.

Section 6 - Executive Director. Duties for this position shall be at the discretion of the Council. All assignments and directions shall be given at duly called Council meetings.

ARTICLE II - QUALIFICATION OF OFFICERS

Section 1 - No person may be a candidate for any elective office unless he/she has the qualifications of a voter.

Section 2 - No person who has been convicted of a felony may be a candidate for any elective office.

ARTICLE III - MEETINGS

Section 1 - The Council shall meet on the third Tuesday of each month at 7:30 P.M. unless otherwise ordered by the Council, and at such times as may be voted by the majority of the Council.

Section 2 - The Chairman may call such other special meetings as he/she may deem necessary by giving two days notice to the members of the Council unless a waiver of notice is signed.

Section 3 - The Quorum. Three Council members shall constitute a quorum for a council meeting, and for general Community meetings, one-third of the membership shall constitute a quorum.

Section 4 - Careful and accurate record in the form of minutes shall be kept of all regular and special meetings of the Council and preserved in the appropriate files of the Council.

ARTICLE IV - RIGHTS OF MEMBERS

Section 1 - All members of the Village 18 years of age or over shall have the right to vote in village meetings and elections.

Section 2 - Members of the Village shall have the right to speak and meet freely in a peacable way.

Section 3 - Members of the Village shall have equal chance to share in the benefits of the Village.

ARTICLE V - RULE MAKING POWER

The council shall have power to make rules and regulations to carry out the provisions of the Constitution and Bylaws.

ARTICLE VI - ADOPTION

This Constitution and Bylaws shall be in effect when it is agreed to by a majority vote of the village members voting in an election called for the purpose; provided that at least 30 percent of the voting membership take part. The persons entitled to vote are all the adult residents in the Native Village of Eyak, Alaska.

Section 2 - If the office of a Council member is vacant for any reason, the Council may appoint a successor to serve until the next regular meeting of the Community, at which time a member shall be elected to fill the unexpired term.

ARTICLE VII - AMENDMENTS

Amendments to this Constitution and Bylaws may be proposed by a resolution of the Council or of the Community. Amendments shall become effective when ratified by a majority vote of adult members, provided that at least 30 per cent of those entitled to vote shall vote in such election.

ARTICLE VII - DISSOLUTION

The Constitution and Bylaws shall continue in existance until dissolved by a majority of the adult members of this Community, provided that at least 30 per cent of those entitled to vote shall vote in such election.

CERTIFICATION OF ADOPTION

We. the undersigned members of the village having been chosen to be the election judges by the majority of the members, certify that we were present at an election called for the purpose of adopting this Constitution and Bylaws on 5-25-80, 1980; that the foregoing was duly adopted at such election by a vote of 26 for and -0- against, where at least 30 percent of those entitled to vote cast their ballots.

Agnes M. Nichols
Chairman Election Board

Polly Sherman
Election Member